

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ajay Gupta Application No.: 10/560,150

Filing Date: February 18, 2003 Priority Date: July 26, 2002 Attorney Docket No.: 60,274-098

DECLARATION OF MICHAEL G. SHARIFF

Assistant Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Michael G. Shariff makes the following declaration from his personal knowledge and under the penalty of perjury.

- 1. Mr. Ajay Gupta (hereinafter Mr. Gupta) was employed by Durr Environmental, Inc. (hereinafter "Durr") to invent new technology for Durr.
- 2. On February 18, 2003, a non-provisional application was filed with the United States Patent and Trademark Office and was assigned the application number 10/560,150 listing Mr. Gupta as a sole an inventor claiming priority to the International Application No. PCT/US03/04941 filed on July 26, 2002.
 - 4. Mr. Gupta has resigned from Durr in 2005.
- 6. On May 18, 2006, a first letter was sent to Mr. Gupta by Gregory D. DeGrazia of Howard & Howard Attorneys PC, requesting Mr. Gupta's signature on the formal papers associated with the non-provisional application declaring that he was the inventor and assigning his invention to Dürr to be forwarded to Howard & Howard & Howard Attorneys PC by May 22,

Attorney Docket No. 60,274-098

2006. The first letter was forwarded to Mr. Gupta's home address at 28 Nancy Place, Berkeley

Heights, New Jersey 07922. A copy of the non-provisional has been previously forwarded to

Mr. Gupta while he was employed at Durr. (See Exhibit 1). We have not received the executed

declaration and assignment associated with the non-provisional application number 10/560,150

from Mr. Gupta.

7. On July 21, 2006, a second certified letter was sent to Mr. Gupta by Gregory D.

DeGrazia requesting his signature on the formal papers associated with the non-provisional

application declaring that he was the inventor and assigning his invention to Dürr. The second

certified letter was forwarded to Mr. Gupta's home address at 28 Nancy Place, Berkeley Heights,

New Jersey 07922. A returned receipt card was received by Howard and Howard on July 29,

2006 (See Exhibit 2). We have not received the executed declaration and assignment associated

with the non-provisional application number 10/560,150 from Mr. Gupta.

8. On August 10, 2006, I have placed a call to Mr. Gupta's business phone number

at (908) 685-4651 in an effort to get Mr. Gupta to sign the declaration and assignment associated

with the non-provisional application number 10/560,150 but the number was disconnected with

no further information available.

I declare under penalty of perjury that the foregoing is true and correct to the best of my

knowledge and belief.

Dated: August 22, 2006